

1-1 By: Springer, et al. (Senate Sponsor - Perry) H.B. No. 1819
1-2 (In the Senate - Received from the House May 8, 2017;
1-3 May 9, 2017, read first time and referred to Committee on State
1-4 Affairs; May 12, 2017, reported favorably by the following vote:
1-5 Yeas 9, Nays 0; May 12, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	Huffman	X		
1-9	Hughes	X		
1-10	Birdwell	X		
1-11	Creighton	X		
1-12	Estes	X		
1-13	Lucio	X		
1-14	Nelson	X		
1-15	Schwertner	X		
1-16	Zaffirini	X		

1-17 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to the criminal consequences of engaging in certain
1-20 conduct with respect to a firearm silencer.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Sections 46.05(a) and (e), Penal Code, are
1-23 amended to read as follows:

1-24 (a) A person commits an offense if the person intentionally
1-25 or knowingly possesses, manufactures, transports, repairs, or
1-26 sells:

1-27 (1) any of the following items, unless the item is
1-28 registered in the National Firearms Registration and Transfer
1-29 Record maintained by the Bureau of Alcohol, Tobacco, Firearms and
1-30 Explosives or classified as a curio or relic by the United States
1-31 Department of Justice:

1-32 (A) an explosive weapon;

1-33 (B) a machine gun; or

1-34 (C) a short-barrel firearm; [~~or~~

1-35 [~~(D) a firearm silencer,~~]

1-36 (2) knuckles;

1-37 (3) armor-piercing ammunition;

1-38 (4) a chemical dispensing device;

1-39 (5) a zip gun; [~~or~~]

1-40 (6) a tire deflation device; or

1-41 (7) a firearm silencer, unless the firearm silencer is

1-42 classified as a curio or relic by the United States Department of

1-43 Justice or the actor otherwise possesses, manufactures,

1-44 transports, repairs, or sells the firearm silencer in compliance

1-45 with federal law.

1-46 (e) An offense under Subsection (a)(1), (3), (4), [~~or~~] (5),

1-47 or (7) is a felony of the third degree. An offense under Subsection

1-48 (a)(6) is a state jail felony. An offense under Subsection (a)(2)

1-49 is a Class A misdemeanor.

1-50 SECTION 2. The change in law made by this Act applies only

1-51 to an offense committed on or after the effective date of this Act.

1-52 An offense committed before the effective date of this Act is

1-53 governed by the law in effect on the date the offense was committed,

1-54 and the former law is continued in effect for that purpose. For

1-55 purposes of this section, an offense was committed before the

1-56 effective date of this Act if any element of the offense occurred

1-57 before that date.

1-58 SECTION 3. This Act takes effect September 1, 2017.

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